

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA**

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JUSTIN RIDDLE,

Plaintiff,

v.

OMAHA PUBLIC SCHOOLS,

Defendant.

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Case No. 8:23-cv-00547

**MOTION TO DISMISS COMPLAINT  
FOR FAILURE TO STATE A CLAIM  
AND LACK OF SUBJECT MATTER  
JURISDICTION**

Defendant, Omaha Public Schools, pursuant to Fed. R. Civ. P. 12(b)(1) and (b)(6), moves to dismiss the Complaint with prejudice, for failure to state a claim and lack of standing.

Dated this 10<sup>th</sup> day of January, 2024.

OMAHA PUBLIC SCHOOLS Defendant,

By: /s/Steven D. Davidson

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**CERTIFICATE OF SERVICE**

I hereby certify that on January 10, 2024, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which sent notification of such filing to the following:

Justin Riddle  
16422 Patrick Ave.  
Omaha, NE 68116

/s/ Steven D. Davidson

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